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**FILED**

NOV 16 2005

RICHARD W. WILSON  
CLERK U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

FRANCIE E. MOELLER, et al.

Plaintiffs,

v.

TACO BELL CORP.,

Defendant.

Case No. C 02 5849 MJJ ADR

**JOINT STIPULATION RE: TEMPORARY  
EXTENSION OF DEADLINES**

JOINT STIPULATION RE TEMPORARY EXTENSION OF DEADLINES  
Case No. C 02 5849 MJJ ADR

1 This stipulation is entered into by and among the parties hereto, Plaintiffs Francie  
2 Moeller, Edward Muegge, Katherine Corbett, and Craig Yates (collectively, "Plaintiffs") and  
3 Defendant Taco Bell Corp. ("Taco Bell"), through their respective undersigned attorneys, with  
4 reference to the following facts:

5 WHEREAS, pursuant to the proposed Order Appointing Special Master, the parties  
6 were to conclude a meet and confer process by September 30, 2005, and reach resolution regarding  
7 the compliance or non-compliance (as of the date of the Special Master survey) of architectural  
8 elements in California corporate Taco Bell restaurants;

9 WHEREAS, despite the September 30, 2005 cut-off for the meet and confer  
10 process, the parties have been unable to review and/or meet and confer on the compliance or non-  
11 compliance of elements for a majority of Taco Bell restaurants;

12 WHEREAS, during the meet and confer, the parties discussed, and are currently  
13 working toward, an agreement that would simplify compliance and non-compliance determinations  
14 during the meet and confer process;

15 WHEREAS, under this agreement, the number of elements requiring adjudication  
16 by the Court in Stage 1 will be substantially reduced;

17 WHEREAS, the parties need additional time to finalize this agreement and to  
18 engage in and conclude the meet and confer process;

19 WHEREAS, the parties have not yet reached agreement regarding a new schedule  
20 for the meet and confer process, discovery cut-off, and deadlines to add third party defendants;

21 WHEREAS, the deadline to add third-party defendants is currently set for  
22 November 15, 2005;

23 WHEREAS, the deadline for fact discovery cut-off is currently set for November  
24 30, 2005;

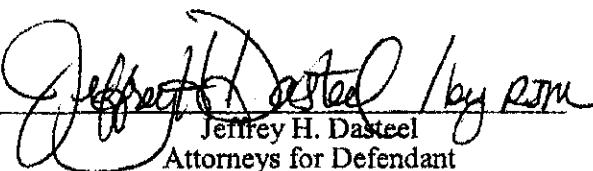
25 WHEREAS, both parties agree that a two-week extension on both deadlines is  
26 necessary, subject to the possibility of a further extension once the parties have reached agreement  
27 regarding a new schedule;

1 IT IS THEREFORE STIPULATED AND AGREED, by and among the  
2 undersigned parties, through their counsel of record, that:

3 1. The deadline for Defendant to file its motion for leave to implead third party  
4 defendants for injunctive relief purposes has been extended from November 15, 2005 to November  
5 30, 2005; and

6 2. Fact discovery cut-off for discovery between the class and Taco Bell will be  
7 extended from November 30, 2005 to December 15, 2005. Discovery between the parties and any  
8 third parties later joined to this case will not be limited by this discovery cut-off date. Plaintiffs  
9 reserve all objections with respect to such third parties.

10  
11 DATED: November 11, 2005 RESPECTFULLY SUBMITTED,  
SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

12  
13 By:  / by RSM  
14 Jeffrey H. Dasteel  
15 Attorneys for Defendant  
Taco Bell Corp.

16  
17 DATED: November \_\_, 2005 FOX & ROBERTSON P.C.

18  
19 By: \_\_\_\_\_  
20 Amy Robertson / Tim Fox  
21 Attorneys for Plaintiffs  
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1 IT IS THEREFORE STIPULATED AND AGREED, by and among the  
2 undersigned parties, through their counsel of record, that:

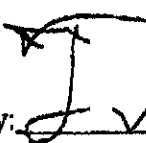
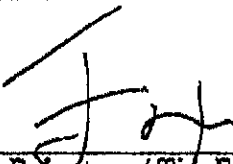
3 1. The deadline for Defendant to file its motion for leave to implead third party  
4 defendants for injunctive relief purposes has been extended from November 15, 2005 to November  
5 30, 2005; and

6 2. Fact discovery cut-off for discovery between the class and Taco Bell will be  
7 extended from November 30, 2005 to December 15, 2005. Discovery between the parties and any  
8 third parties later joined to this case will not be limited by this discovery cut-off date. Plaintiffs  
9 reserve all objections with respect to such third parties.

10  
11 DATED: November \_\_, 2005 RESPECTFULLY SUBMITTED,  
12 SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

13  
14 By: \_\_\_\_\_  
15 Jeffrey H. Dasteel  
16 Attorneys for Defendant  
17 Taco Bell Corp.

18  
19 DATED: November 11, 2005 FOX & ROBERTSON P.C.

20  
21 By:    
22 Amy Robertson / Tim Fox  
23 Attorneys for Plaintiffs  
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**ORDER**

PURSUANT TO THE PARTIES' STIPULATION, IT IS HEREBY ORDERED

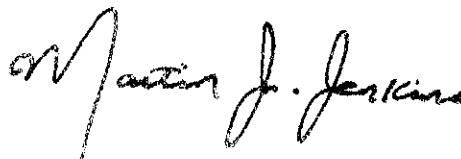
that:

1. The deadline for Defendant to file its motion for leave to implead third party defendants for injunctive relief purposes has been extended from November 15, 2005 to November 30, 2005; and

2. Fact discovery cut-off for discovery between the class and Taco Bell will be extended from November 30, 2005 to December 15, 2005. Discovery between the parties and any third parties later joined to this case will not be limited by this discovery cut-off date. Plaintiffs reserve all objections with respect to such third parties;

NOV 16 2005

Dated: \_\_\_\_\_



Honorable Martin J. Jenkins  
United States District Court